Case 16-35407-KRH Doc 6 Filed 11/06/16 Entered 11/06/16 23:20:07 Desc Imaged

Certificate of Notice Page 1 of 4

Information to identify the case:					
Debtor 1	Timothy Ray Tindall	Social Security number or ITIN xxx-xx-7708			
	First Name Middle Name Last Name	EIN			
Debtor 2	Michelle Dee Tindall	Social Security number or ITIN xxx-xx-1130			
(Spouse, if filing)	First Name Middle Name Last Name	EIN			
United States Bankruptcy Court Eastern District of Virginia		Date case filed for chapter <b>7 November 3</b> , <b>2016</b>			
Case number:	16-35407-KRH	2010			

### Official Form 309A (For Individuals or Joint Debtors)

### Notice of Chapter 7 Bankruptcy Case -- No Proof of Claim Deadline

12/15

For the debtors listed above, a case has been filed under chapter 7 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read all pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors or the debtors' property. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

The debtors are seeking a discharge. Creditors who assert that the debtors are not entitled to a discharge of any debts or who want to have a particular debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office within the deadlines specified in this notice. (See line 9 for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at <a href="https://www.pacer.gov">www.pacer.gov</a>).

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

with the court.					
		About Debtor 1:	About Debtor 2:		
1.	Debtor's full name	Timothy Ray Tindall	Michelle Dee Tindall		
2.	All other names used in the last 8 years				
3.	Address	5137 Glenbeigh Road Richmond, VA 23234	5137 Glenbeigh Road Richmond, VA 23234		
4.	<b>Debtor's attorney</b> Name and address	James E. Kane Kane & Papa, PC 1313 East Cary Street P.O. Box 508 Richmond, VA 23218–0508	Contact phone 804–225–9500 Email: <u>ikane@kaneandpapa.com</u>		
5.	Bankruptcy trustee Name and address	Lynn L. Tavenner 20 North Eighth Street, Second Floor Richmond, VA 23219	Contact phone (804) 783–8300 Email: <u>ltavenner@tb-lawfirm.com</u>		

For more information, see page 2 >

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Debtor Timothy Ray Tindall and Michelle Dee Tindall

Case number 16-35407-KRH

#### 6. Bankruptcy clerk's office

Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at www.pacer.gov.

701 East Broad Street Richmond, VA 23219

Hours open Monday - Friday, 9:00 AM - 4:00 PM ET, except on holidays.

Contact phone 804-916-2400

#### For the Court:

Clerk of the Bankruptcy Court: William C. Redden

Date: November 4, 2016

#### McVCIS 24-hour case information:

Toll Free 1-866-222-8029

#### Meeting of creditors

Debtors must attend the meeting to be questioned under oath. In a joint case, both spouses must attend. Creditors may attend, but are not required to do so.

#### December 13, 2016 at 09:00 AM

The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.

Location:

Office of the U.S. Trustee, 701 East Broad Street - Suite 4300, Richmond, VA 23219-1885

#### 8. Presumption of abuse

If the presumption of abuse arises, you may have the right to file a motion to dismiss the case under 11 U.S.C. § 707(b). Debtors may rebut the presumption by showing special circumstances.

The presumption of abuse does not arise.

#### 9. Deadlines

The bankruptcy clerk's office must receive these documents and any required filing fee by the following deadlines.

File by the deadline to object to discharge or to challenge whether certain debts are dischargeable:

Filing deadline: February 13, 2017

#### You must file a complaint:

- · if you assert that the debtor is not entitled to receive a discharge of any debts under any of the subdivisions of 11 U.S.C. § 727(a)(2) through (7), or
- if you want to have a debt excepted from dischargeunder 11 U.S.C § 523(a)(2), (4), or (6).

#### You must file a motion:

if you assert that the discharge should be dénied under § 727(a)(8) or (9).

#### Deadline to object to exemptions:

The law permits debtors to keep certain property as exempt. If you believe that the law does not authorize an exemption claimed, you may file an objection.

Filing deadline: 30 days after the conclusion of the meeting of creditors

#### 10. Proof of claim

Please do not file a proof of claim unless you receive a notice to do so.

No property appears to be available to pay creditors. Therefore, please do not file a proof of claim now. If it later appears that assets are available to pay creditors, the clerk will send you another notice telling you that you may file a proof of claim and stating the deadline.

#### 11. Creditors with a foreign address

If you are a creditor receiving a notice mailed to a foreign address, you may file a motion asking the court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.

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Debtor Timothy Ray Tindall and Michelle Dee Tindall

Case number 16-35407-KRH

12.	Exempt property	The law allows debtors to keep certain property as exempt. Fully exempt property will not be sold and distributed to creditors. Debtors must file a list of property claimed as exempt. You may inspect that list at the bankruptcy clerk's office or online at <a href="www.pacer.gov">www.pacer.gov</a> . If you believe that the law does not authorize an exemption that the debtors claim, you may file an objection. The bankruptcy clerk's office must receive the objection by the deadline to object to exemptions in line 9.
13.	Local Rule Dismissal Warning	Case may be dismissed for failure to timely file lists, schedules and statements, or to attend meeting of creditors. (Local Bankruptcy Rules 1007–1, 1007–3, and 2003–1.) Trustee may at the meeting give notice of intention to abandon property burdensome or of inconsequential value or intent to sell nonexempt property that has an aggregate gross value less than \$2,500. Objections thereto must be filed pursuant to Local Bankruptcy Rules 6004–2 and 6007–1.
14.	Payment of Fees for Richmond Case and Adversary Filing and Miscellaneous Requests	Exact Change Only accepted as of February 4, 2008, for payment of fees and services. Payment may be made by non-debtor's check, money order, cashier's check or a 'not to exceed check' made payable to Clerk, U.S. Bankruptcy Court, or any authorized non-debtor's credit card.

Electronic bankruptcy notices are delivered faster than the U.S. Mail if you have a PC with Internet connection or a Fax machine. For more information, go to http://ebn.uscourts.gov or call, toll free: 877–837–3424. Case/docket information available on Internet @ www.vaeb.uscourts.gov)

**ATTENTION DEBTORS:** Receive your court notices and orders by email through the DeBN. Same–day delivery. Convenient Access. Free. For more information and to download the request form, go to <a href="www.vaeb.uscourts.gov">www.vaeb.uscourts.gov</a>) and select the Debtor Electronic Bankruptcy Noticing link from the ATTENTION DEBTORS DeBN banner.

Official Form 309A (For Individuals or Joint Debtors) Notice of Chapter 7 Bankruptcy Case -- No Proof of Claim Deadline

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United States Bankruptcy Court Eastern District of Virginia

In re: Timothy Ray Tindall Michelle Dee Tindall Debtors Case No. 16-35407-KRH Chapter 7

#### CERTIFICATE OF NOTICE

District/off: 0422-7 User: luedecket Page 1 of 1 Date Rcvd: Nov 04, 2016 Form ID: 309A Total Noticed: 11

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 06, 2016. +Timothy Ray Tindall, Michelle Dee Tindall, 5137 Glenbeigh Road, +Pennymac Loan Services, 6101 Condor Dr, Moorpark, CA 93021-2602 db/idb Richmond, VA 23234-3583 13639184 ++TOYOTA MOTOR CREDIT CORPORATION, PO BOX 8026, CEDAR RAPIDS IA 52408-8026 13639188 (address filed with court: Toyota Motor Credit Corp., 3957 Westerre Pkwy. Ste 3, Richmond, VA 23233-0000) 13639189 Toyota Motor Credit Corp., 5957 Westerre Parkway, Ste 350, Richmond, VA 23233-0000 Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. E-mail/Text: jkane@kaneandpapa.com Nov 05 2016 01:58:19 James E. Kane, Kane & Papa, PC, aty 1313 East Cary Street, P.O. Box 508, Richmond, VA 23218-0508 +EDI: QLLTAVENNER.COM Nov 05 2016 01:53:00 Lynn L. Tavenner, tr 20 North Eighth Street, Second Floor, Richmond, VA 23219-3302 13639185 +EDI: RMSC.COM Nov 05 2016 01:48:00 Syncb/care Credit, C/o Po Box 965036, Orlando, FL 32896-0001 +EDI: RMSC.COM Nov 05 2016 01:48:00 +EDI: RMSC.COM Nov 05 2016 01:48:00 13639186 Po Box 956005, Syncb/lowes, Orlando, FL 32896-0001 Syncb/sams Club Dc, Po Box 965005, 13639187 Orlando, FL 32896-5005 +EDI: VACU.COM Nov 05 2016 01:48:00 13639190 Va Credit Union, 7500 Boulders View Drive, Richmond, VA 23225-4066 +EDI: VACU.COM Nov 05 2016 01:48:00 13639191 Virginia Credit Union, P.O. Box 90010, Richmond, VA 23225-9010 TOTAL: 7

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 06, 2016 Signature: /s/Joseph Speetjens

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 4, 2016 at the address(es) listed below:

James E. Kane on behalf of Debtor Timothy Ray Tindall jkane@kaneandpapa.com,
Jkanelawfirm@gmail.com;cdiez@kaneandpapa.com
James E. Kane on behalf of Joint Debtor Michelle Dee Tindall jkane@kaneandpapa.com,

Jkanelawfirm@gmail.com;cdiez@kaneandpapa.com
Lynn L. Tavenner ltavenner@tb-lawfirm.com,

 $\verb|sleadbeater@tb-lawfirm.com;| amorris@tb-lawfirm.com;| ltavenner@ecf.epiqsystems.com| | ltavenne$ 

TOTAL: 3